

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 5432  
Stephanie Summers-O'Neal; Stephanie )  
Summers-O'Neal for U.S. Congress and )  
Deborah J. Thornton, in her official )  
capacity as treasurer )

CERTIFICATION

I, Darlene Harris, recording secretary of the Federal Election Commission executive session, do hereby certify that on February 08, 2005, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-2 to pass a motion to:
  - a. Find reason to believe that Stephanie Summers-O'Neal for U.S. Congress and Deborah J. Thornton, in her official capacity as treasurer, violated 2 U.S.C. § 441d.
  - b. Find reason to believe that Stephanie Summers-O'Neal violated 2 U.S.C. § 441d.
  - c. Approve the Factual and Legal Analysis, as recommended in the General Counsel's Report dated January 14, 2005.
  - d. Enter into conciliation with Stephanie Summers-O'Neal for U.S. Congress and Deborah J. Thornton, in her official capacity as treasurer, and with Stephanie Summers-O'Neal prior to a finding of probable cause to believe.
  - e. Approve the proposed conciliation agreement, as recommended in the General Counsel's Report dated January 14, 2005

Commissioners McDonald, Toner, and Weintraub voted affirmatively for the motion.

Commissioners Mason and Thomas dissented. Commissioner Smith did not vote.

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2. Decided by a vote of 5-0 to:

- a. Find reason to believe that Stephanie Summers-O'Neal for U.S. Congress and Deborah J. Thornton, in her official capacity as treasurer, violated 2 U.S.C. § 441d.
- b. Approve the appropriate Factual and Legal Analysis.
- c. Enter into conciliation with Stephanie Summers-O'Neal for U.S. Congress and Deborah J. Thornton, in her official capacity as treasurer, prior to a finding of probable cause to believe.
- d. Approve the appropriate conciliation agreement for Stephanie Summers-O'Neal for U.S. Congress and Deborah J. Thornton, in her official capacity as treasurer

Commissioners Mason, McDonald, Thomas, Toner, and Weintraub voted affirmatively for the decision. Commissioner Smith did not vote.

Attest:

February 8, 2005  
Date

Darlene Harris  
Darlene Harris  
Deputy Secretary of the Commission

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